



STATE OF DELAWARE  
DEPARTMENT OF NATURAL RESOURCES &  
ENVIRONMENTAL CONTROL  
DIVISION OF WATER RESOURCES  
89 KINGS HIGHWAY  
DOVER, DELAWARE 19901

SURFACE WATER DISCHARGES SECTION

TELEPHONE: (302) 739-9948  
FACSIMILE: (302) 739-8369

January 3, 2011

Thomas Brinson, Corporate Environmental Manager  
Allen Family Foods, Inc.  
P.O. Box 63  
Harbeson, DE 19951

**RE: Notice of Termination for National Pollutant Discharge Elimination System (NPDES)  
General Permit Coverage for Industrial Storm Water at Allen Family Foods, Inc. –  
Harbeson, DE**

Dear Mr. Brinson:

General Permit Coverage for Industrial Storm Water for the site located at **Allen Family Foods, Inc. – Harbeson, DE** has been terminated as of December 31, 2010. Since this facility has an Individual NPDES Permit, DE0000299, that addresses stormwater discharges from the site, the facility no longer qualifies for NPDES General Permit coverage for stormwater discharges associated with industrial activities. The \$200.00 annual permit fee is no longer required and you may disregard any subsequent notice for payment.

If you have any questions regarding this matter, please feel free to contact me at (302) 739-9946 or by email at [Stephen.Mann@state.de.us](mailto:Stephen.Mann@state.de.us).

Sincerely,

A handwritten signature in black ink, appearing to be "Steve Mann", with a long horizontal line extending to the right.

Steve Mann  
Environmental Scientist  
Surface Water Discharges Section

Cc: Gary Lasako, BPEEnvironmental, Inc., 1103 S. Talbot St., Suite D, St. Michaels, MD 21663  
Glenn Davis, DNREC Div. of Water, Surface Water Discharges Section

*Delaware's good nature depends on you!*



**BP Environmental, Inc.**

1103 S. Talbot Street, Suite D  
St. Michaels, MD 21663  
Phone (410) 745-0919  
Fax (410) 745-0922

300 High Street, Suite 3  
Seaford, DE 19970  
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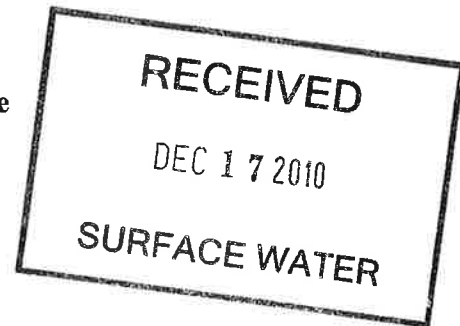
16 December 2010



Mr. Steve Mann, DNREC  
Division of Water, Surface Water Discharges Section  
89 Kings Highway  
Dover, DE 19901

SENT VIA CERTIFIED MAIL  
#7010 1670 0000 7741 8155

**RE: Allen Family Foods, Inc. Harbeson – General Permit Coverage**  
18752 Harbeson Road  
Harbeson, Sussex County, DE 19951  
NPDES Permit No. DE0000299  
AL-130-02



Dear Mr. Mann:

This is a follow-up to our conversation yesterday and your 8 November 2010 letter regarding the requirement for the Allen Family Foods, Inc. (Allen's) Harbeson facility, located at 18752 Harbeson Road, Harbeson DE (Site), to obtain coverage under the State of Delaware NPDES General Permit for Industrial Storm Water Runoff. As discussed Allen's is currently covered under their Individual NPDES Permit, Permit No. DE0000299, and State Permit No. WPCC 3131E/76, effective 1 May 2006, for both industrial waste water and storm water discharges from the Site. Please note that Allen's has prepared and submitted a Permit Renewal Application for an Individual NPDES Permit, which DNREC has deemed "administratively complete." Enclosed, please find a copy of the DNREC "administratively complete" letter.

As all point sources, including waste water discharge point sources, storm water discharge point sources, and waste water comingled with storm water point sources, are covered under the Individual NPDES Permit, coverage under the State of Delaware NPDES General Permit for Industrial Storm Water Runoff is not necessary. Furthermore, Allen's has, and implements, a Storm Water Plan that is compliant with the State of Delaware "Regulations Governing Storm Water Discharges Associated with Industrial Activities," as required under the Special Conditions of their existing Individual NPDES Permit.

Since discharges from all point sources are authorized under Allen's Individual NPDES Permit, and per our conversation, Allen's is not required to obtain coverage under the Delaware General Permit for Industrial Storm Water Runoff.

Mr. Steve Mann  
16 December 2010  
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As always, feel free to contact me with any questions or concerns.

Sincerely,  
BP Environmental, Inc.

A handwritten signature in black ink, appearing to read "Gary Lasako".

Gary Lasako  
Field Scientist

Enclosure: 16 November 2010 Administratively Complete Permit Renewal Application Letter

cc: Tom Brinson, Allen Family Foods, Inc.  
Michael Sause, Allen Family Foods, Inc.  
BPE Files



STATE OF DELAWARE  
DEPARTMENT OF NATURAL RESOURCES &  
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DIVISION OF WATER RESOURCES

SURFACE WATER  
DISCHARGES SECTION

89 KINGS HIGHWAY  
DOVER, DELAWARE 19901

PHONE: (302) 739-9946  
FAX: (302) 739-8369

November 16, 2010

Allen Family Foods, Inc.  
Thomas Brinson, Corporate Environmental Manager  
P. O. Box 63  
Harbeson, DE 19951

**Ref: Allen Family Foods  
NPDES Permit**

Dear Mr. Brinson:

This letter shall serve as confirmation that the above referenced permit was received in our office on November 1, 2010, has been reviewed and deemed administratively complete.

Administratively complete signifies that the Department considers the application complete and a technical review will be conducted. Within 60 days of the date of this letter (on or before January 15, 2011), you can expect to receive additional information from our office regarding the status of your application for a permit and our technical review.

If you have any questions regarding the permit referenced above, please contact John DeFriece at (302) 739-9946 and reference permit number DE0000299.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert G. Underwood".

Robert G. Underwood  
Program Manager  
Surface Water Discharges Section

*Delaware's good nature depends on you!*